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Attorneys for Defendant
Ernst & Young LLP

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ZENITH INSURANCE COMPANY,

Plaintiff,

v.

RICHARD S. FULD, JR., CHRISTOPHER M.
O'MEARA, JOSEPH M. GREGORY, ERIN
CALLAN, IAN LOWITT, DAVID
GOLDFARB, JOHN F. AKERS, ROGER S.
BERLIND, MARSHA JOHNSON EVANS,
ROLAND A. HERNANDEZ, HENRY
KAUFMAN, ERNST & YOUNG LLP, and
DOES 1 through 20,

Defendants.

CASE NO.: C 08-5352-MEJ SC

STIPULATION EXTENDING TIME TO
ANSWER OR OTHERWISE RESPOND TO
COMPLAINT

WHEREAS on November 19, 2008, Plaintiff filed the Complaint in this case in the
Superior Court of the State of California, City and County of San Francisco;

WHEREAS on November 25, 2008, certain Defendants filed a Notice of Removal
in this Court;

WHEREAS on November 26, 2008, Plaintiff filed a Motion to Remand this case to
Superior Court; and

1 WHEREAS the Court has set no deadlines in this case that would be affected by
2 extending the time for all Defendants to respond to the Complaint;

3 NOW, THEREFORE, pursuant to Civ. L.R. 6-1(a), the parties hereby stipulate that
4 each Defendant herein shall answer or otherwise respond to the Complaint no later than thirty (30)
5 days after disposition of Plaintiff's Motion to Remand.

6
7 ATTESTATION PURSUANT TO GENERAL ORDER 45, § X

8 I, James K. Lynch, attest pursuant to General Order 45, § X, that concurrence in
9 the filing of this Stipulation has been obtained from each of the other signatories below.

10
11 Dated: December 2, 2008

12 LATHAM & WATKINS LLP

13 By /s/
14 James K. Lynch
15 Attorneys for Defendant
16 Ernst & Young LLP

17 SIMPSON THACHER & BARTLETT LLP

18 By /s/
19 James G. Kreissman
20 Attorneys for Defendants Richard S. Fuld, Jr.,
21 Christopher M. O'Meara, Joseph M. Gregory,
22 Ian Lowitt, David Goldfarb, John F. Akers,
23 Roger S. Berlind, Marsha Johnson Evans,
24 Roland A. Hernandez and Henry Kaufman



29 COTCHETT, PITRE & MCCARTHY

30 By /s/
31 Mark C. Molumphy
32 Attorneys for Plaintiff Zenith Insurance
33 Company